

**UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF PENNSYLVANIA**

ROBERT G. WYCKOFF,	:	CIVIL ACTION NO. 00-2248
	:	
Plaintiff,	:	
	:	
v.	:	CHIEF JUDGE AMBROSE
METROPOLITAN LIFE INSURANCE	:	
COMPANY and KENNETH F.	:	
KACZMAREK,	:	
	:	
Defendants.	:	

**METROPOLITAN LIFE INSURANCE COMPANY AND KENNETH F.
KACZMAREK’S MOTION IN LIMINE TO EXCLUDE EVIDENCE OF
METLIFE’S FINANCIAL CONDITION, NET WORTH AND WEALTH**

Defendants Metropolitan Life Insurance Company (“MetLife”) and Kenneth F.

Kaczmarek, by and through their attorneys, McCarter & English, LLP, present this Motion in Limine to Exclude Evidence of MetLife’s Financial Condition, Net Worth and Wealth:

1. Plaintiff has identified two exhibits that concern MetLife’s financial condition, net worth and wealth. See Plaintiff’s Exhibit 116 (attached hereto as Exhibit A), and Exhibit 117 (attached hereto as Exhibit B).

2. Evidence of MetLife’s financial condition, net worth and wealth should be excluded for the reasons set forth in detail in Defendants’ Brief in Support of its Motion in Limine to Exclude Evidence of MetLife’s Financial Condition, Net Worth and Wealth.¹

¹ In further support of its arguments, MetLife attaches as Exhibit C, Hazen v. Metropolitan Life Insurance Company, Civil Division No. 95-13087, Order and Opinion, (C.C.P Delaware Cty, October 13, 2004) (“[p]laintiffs are excluded from submitting evidence of MetLife’s ‘net worth’ or ‘wealth.’”).

WHEREFORE, defendants respectfully request that this Court grant their motion in limine and exclude evidence of MetLife's financial condition, net worth and wealth, specifically Plaintiff's Exhibits 116 and 117.

Respectfully Submitted,

By: s/ B. John Pendleton, Jr.

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Metropolitan Life Insurance Company and
Kenneth F. Kaczmarek

Dated: October 3, 2006

CERTIFICATE OF SERVICE

The undersigned hereby certifies that a true and correct copy of the foregoing document was served via the electronic filing service on this 3rd day of October, 2006, on the following counsel of record:

Kenneth R. Behrend, Esq.
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s/ B. John Pendleton, Jr.